

Senate File 435

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1 3 AN ACT
1 4 RELATING TO AND MAKING APPROPRIATIONS TO THE JUDICIAL BRANCH.
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1 6 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
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1 8 Section 1. JUDICIAL BRANCH. There is appropriated from
1 9 the general fund of the state to the judicial branch for the
1 10 fiscal year beginning July 1, 2003, and ending June 30, 2004,
1 11 the following amount, or so much thereof as is necessary, to
1 12 be used for the purposes designated:

1 13 For salaries of supreme court justices, appellate court
1 14 judges, district court judges, district associate judges,
1 15 judicial magistrates and staff, state court administrator,
1 16 clerk of the supreme court, district court administrators,
1 17 clerks of the district court, juvenile court officers, board
1 18 of law examiners and board of examiners of shorthand reporters
1 19 and judicial qualifications commission, receipt and
1 20 disbursement of child support payments, reimbursement of the
1 21 auditor of state for expenses incurred in completing audits of
1 22 the offices of the clerks of the district court during the
1 23 fiscal year beginning July 1, 2003, and maintenance,
1 24 equipment, and miscellaneous purposes:

1 25 \$113,354,603

1 26 1. The judicial branch, except for purposes of internal
1 27 processing, shall use the current state budget system, the
1 28 state payroll system, and the Iowa finance and accounting
1 29 system in administration of programs and payments for
1 30 services, and shall not duplicate the state payroll,
1 31 accounting, and budgeting systems.

1 32 2. The judicial branch shall submit monthly financial
1 33 statements to the legislative fiscal bureau and the department
1 34 of management containing all appropriated accounts in the same
1 35 manner as provided in the monthly financial status reports and
2 1 personal services usage reports of the department of revenue
2 2 and finance. The monthly financial statements shall include a
2 3 comparison of the dollars and percentage spent of budgeted
2 4 versus actual revenues and expenditures on a cumulative basis
2 5 for full-time equivalent positions and dollars.

2 6 3. The judicial branch shall focus efforts upon the
2 7 collection of delinquent fines, penalties, court costs, fees,
2 8 surcharges, or similar amounts.

2 9 4. It is the intent of the general assembly that the
2 10 offices of the clerks of the district court operate in all
2 11 ninety-nine counties and be accessible to the public as much
2 12 as is reasonably possible in order to address the relative
2 13 needs of the citizens of each county.

2 14 5. In addition to the requirements for transfers under
2 15 section 8.39, the judicial branch shall not change the
2 16 appropriations from the amounts appropriated to the judicial
2 17 branch in this Act, unless notice of the revisions is given
2 18 prior to their effective date to the legislative fiscal
2 19 bureau. The notice shall include information on the branch's
2 20 rationale for making the changes and details concerning the
2 21 work load and performance measures upon which the changes are
2 22 based.

2 23 6. The judicial branch shall submit a semiannual update to
2 24 the legislative fiscal bureau specifying the amounts of fines,
2 25 surcharges, and court costs collected using the Iowa court
2 26 information system since the last report. The judicial branch
2 27 shall continue to facilitate the sharing of vital sentencing
2 28 and other information with other state departments and
2 29 governmental agencies involved in the criminal justice system
2 30 through the Iowa court information system.

2 31 7. The judicial branch shall provide a report to the
2 32 general assembly by January 1, 2004, concerning the amounts
2 33 received and expended from the enhanced court collections fund
2 34 created in section 602.1304 and the court technology and
2 35 modernization fund created in section 602.8108, subsection 5,
3 1 during the fiscal year beginning July 1, 2002, and ending June
3 2 30, 2003, and the plans for expenditures from each fund during
3 3 the fiscal year beginning July 1, 2003, and ending June 30,
3 4 2004. A copy of the report shall be provided to the
3 5 legislative fiscal bureau.

3 6 8. The supreme court, in consultation with the Iowa state
3 7 bar association and district judges, shall study methods to
3 8 achieve efficiency and cost savings within the judicial
3 9 branch. The state public defender, juvenile probation
3 10 officers, clerks of the district court, the legal services
3 11 corporation of Iowa, the supervisors affiliate of the Iowa
3 12 state association of counties, the judicial district
3 13 department of correctional services, the Iowa county attorneys
3 14 association, and other interested departments, agencies, or
3 15 organizations may each file a report with the supreme court
3 16 detailing their recommendations on achieving efficiency and
3 17 cost savings within the judicial branch by October 1, 2003.
3 18 The study shall include recommendations on the best practices
3 19 for court administration, utilizing court personnel including
3 20 judges, magistrates, and clerks of the district court,
3 21 customer service and delivery of court services, measuring of
3 22 performance and performance-based budgeting, and judicial
3 23 district redistricting. The supreme court, after consulting
3 24 with the Iowa state bar association and the district judges,
3 25 and after reviewing the reports filed by the interested
3 26 departments, agencies, or organizations, shall submit a report
3 27 with findings and recommendations to the general assembly by
3 28 December 15, 2003.

3 29 Sec. 2. JUDICIAL RETIREMENT FUND. There is appropriated
3 30 from the general fund of the state to the judicial retirement
3 31 fund for the fiscal year beginning July 1, 2003, and ending
3 32 June 30, 2004, the following amount, or so much thereof as is
3 33 necessary, to be used for the purpose designated:

3 34 Notwithstanding section 602.9104, for the state's
3 35 contribution to the judicial retirement fund in the amount of
4 1 8.4 percent of the basic salaries of the judges covered under
4 2 chapter 602, article 9:
4 3 \$ 2,039,664

4 4 Sec. 3. APPOINTMENT OF CLERK OF COURT. The appointment of
4 5 a clerk of the district court shall not occur unless the state
4 6 court administrator approves the appointment.

4 7 Sec. 4. POSTING OF REPORTS IN ELECTRONIC FORMAT ==
4 8 LEGISLATIVE FISCAL BUREAU. All reports or copies of reports
4 9 required to be provided by the judicial branch for fiscal year
4 10 2003=2004 to the legislative fiscal bureau shall be provided
4 11 in an electronic format. The legislative fiscal bureau shall
4 12 post the reports on its internet site and shall notify by
4 13 electronic means all the members of the joint appropriations
4 14 subcommittee on the justice system when a report is posted.
4 15 Upon request, copies of the reports may be mailed to members
4 16 of the joint appropriations subcommittee on the justice
4 17 system.

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4 22 MARY E. KRAMER
4 23 President of the Senate
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4 26 CHRISTOPHER C. RANTS
4 27 Speaker of the House
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4 29 I hereby certify that this bill originated in the Senate and
4 30 is known as Senate File 435, Eightieth General Assembly.

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4 33 _____
4 34 MICHAEL E. MARSHALL
4 35 Secretary of the Senate

5 1 Approved _____, 2003

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5 5 THOMAS J. VILSACK
5 6 Governor